



PATENT
Docket No. 312762001800

**DECLARATION AND POWER OF ATTORNEY
FOR UTILITY PATENT APPLICATION**

AS A BELOW-NAMED INVENTOR, I HEREBY DECLARE THAT:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled: TREATMENT OF ALOPECIA, the specification of which is attached hereto unless the following box is checked:

- was filed on 27 October 1999 as United States Application Serial No. 09/427,699 and was amended on (if applicable).

I HEREBY STATE THAT I HAVE REVIEWED AND UNDERSTAND THE CONTENTS OF THE ABOVE-IDENTIFIED SPECIFICATION, INCLUDING THE CLAIMS, AS AMENDED BY ANY AMENDMENT REFERRED TO ABOVE.

I acknowledge the duty to disclose information which is material to the patentability as defined in 37 C.F.R. § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed:

| Application No. | Country | Date of Filing (day/month/year) | Priority Claimed? |
|-----------------|---------|------------------------------------|--|
| | | | <input type="checkbox"/> Yes <input type="checkbox"/> No |

I hereby claim benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

| Application Serial No. | Filing Date |
|------------------------|-----------------|
| 60/105,725 | 27 October 1998 |

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

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| Application Serial No. | Filing Date | Status |
|------------------------|-------------|---|
| | | <input type="checkbox"/> Patented <input type="checkbox"/> Pending <input type="checkbox"/> Abandoned |

I hereby appoint the following attorneys and agents to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

| | |
|---|---------------------------------------|
| Sanjay Bagade (Reg No. 42,280) | Erwin J. Basinski (Reg No. 34,773) |
| Richard R. Batt (Reg No. 43,485) | Frank P. Becking (Reg No. 42,309) |
| Kimberly A. Bolin (Reg No. P-44,546) | Sean Brennan (Reg No. 39,917) |
| Barry E. Bretschneider (Reg No. 28,055) | Nicholas Buffinger (Reg No. 39,124) |
| Jingming Cai (Reg No. P-44,579) | Alan W. Cannon (Reg No. 34,977) |
| Mark R. Carter (Reg No. 39,131) | Robert K. Cerpa (Reg No. 39,933) |
| Thomas Chuang (Reg No. P-44,616) | Thomas E. Ciotti (Reg No. 21,013) |
| Steven X. Cui (Reg No. P-44,637) | Matthew M. D'Amore (Reg No. 42,457) |
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| Carolyn A. Favorito (Reg No. 39,183) | Hector Gallegos (Reg No. 40,614) |
| Franklin Y. Han (Reg No. 41,055) | Douglas Hodder (Reg No. 41,840) |
| Charles D. Holland (Reg No. 35,196) | Peter Hsieh (Reg No. P-44,780) |
| Madeline I. Johnston (Reg No. 36,174) | Richard D. Jordan (Reg No. 33,519) |
| Ararat Kapouytian (Reg No. 40,044) | Phanesh B. Koneru (Reg No. 40,053) |
| Kawai Lau (Reg No. 44,461) | Susan K. Lehnhardt (Reg No. 33,943) |
| Richard H. Lilley (Reg No. 42,803) | David C. Liu (Reg No. P-43,755) |
| Wen Liu (Reg No. 32,822) | David C. Lundmark (Reg No. 42,815) |
| Harry J. Macey (Reg No. 32,818) | Michael J. Mauriel (Reg No. 44,226) |
| Thomas D. Mays (Reg No. 34,524) | Gladys H. Monroy (Reg No. 32,430) |
| Kate H. Murashige (Reg No. 29,959) | Catherine M. Polizzi (Reg No. 40,130) |
| William C. Revelos (Reg No. 42,101) | Paul J. Riley (Reg No. 38,596) |
| Robert Saltzberg (Reg No. 36,910) | Debra A. Shetka (Reg No. 33,309) |
| Kevin R. Spivak (Reg No. 43,148) | Suzannah K. Sundby (Reg No. 43,172) |
| E. Thomas Wheelock (Reg No. 28,825) | Thomas G. Wiseman (Reg No. 35,046) |
| Karen K. Wong (Reg No. 44,409) | Frank Wu (Reg No. 41,386) |

and:

Please direct all communications to:

Kate H. Murashige
Morrison & Foerster LLP
2000 Pennsylvania Avenue, N.W.
Washington, D.C. 20006-1888

Please direct all telephone calls to Kate H. Murashige at (858) 720-5112.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these

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statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

12/15/99

Date

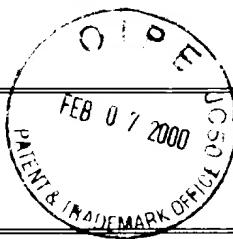
Ming Zhao
Name: Ming ZHAO
Residence: San Diego, California 92122
Citizenship: China
Post Office Address: 4178 Decoro Street, Apartment 42, San Diego, CA 92122

12/15/99

Date

Norimitsu Saito
Name: Norimitsu SATO
Residence: San Diego, California 92122
Citizenship: Japan
Post Office Address: 3833 Nobel Drive, Apartment 3211, San Diego, CA 92122

Applicant: Ming ZHAO and Norimitsu SAITO
Serial No.: 09.427,699
Filed on: October 27, 1999
For: TREATMENT OF ALOPECIA



Docket No.: 312762001800

**VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS
37 C.F.R. §§ 1.9(f) AND 1.27(c) -- SMALL BUSINESS CONCERN**

I hereby declare that I am

- the owner of the small business concern identified below:
 an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN: AntiCancer, Inc.

ADDRESS OF CONCERN: 7917 Ostrow Street, San Diego, CA 92111

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 C.F.R. § 121.12, and reproduced in 37 C.F.R. § 1.9(d), for purposes of paying reduced fees to the United States Patent and Trademark Office, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled **TREATMENT OF ALOPECIA** by Ming ZHAO and Norimitsu SAITO described in

- the specification filed herewith with title as listed above.
 the application identified above.
 the patent identified above.

If the rights held by the above identified business concern are not exclusive, each individual, concern or organization having rights in the invention must file separate verified statements averring to their status as small entities, and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 C.F.R. § 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 C.F.R. § 1.9(d), or a nonprofit organization under 37 C.F.R. § 1.9(e).

Each person, concern or organization having any rights in the invention is listed below:

- no such person, concern, or organization exists.
 each such person, concern or organization is listed below.

| NAME | ADDRESS | TYPE |
|------|---------|---|
| | | <input type="checkbox"/> Individual <input type="checkbox"/> Small Business Concern <input type="checkbox"/> Nonprofit Organization |

Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 C.F.R. § 1.27)

I acknowledge the duty to file, in this application or patent, notification or any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 C.F.R. § 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING: Robert M. Hoffman

TITLE OF PERSON IF OTHER THAN OWNER: President

ADDRESS OF PERSON SIGNING: AntiCancer, Inc., 7917 Ostrow Street, San Diego, CA 92111

SIGNATURE:

DATE: 12/15/99